

House File 2165 - Introduced

HOUSE FILE 2165
BY FORD

A BILL FOR

1 An Act relating to the use of a preliminary screening test in
2 certain alcohol-related offenses.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 123.47C Preliminary screening test.

2 When a peace officer has reasonable grounds to believe that
3 a violation of section 123.46 or 123.47 has occurred, the peace
4 officer may request that the person provide a sample of the
5 person's breath for a preliminary screening test using a device
6 approved by the commissioner of public safety for that purpose.
7 The results of this preliminary screening test may be used as
8 evidence in a prosecution of a violation of section 123.46 or
9 123.47.

10	EXPLANATION
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11 This bill provides that when a peace officer has reasonable
12 grounds to believe that a violation of Code section 123.46
13 (consumption of alcohol or intoxication in public) or Code
14 section 123.47 (possession of alcohol by a minor) has occurred,
15 the peace officer may request that the person provide a sample
16 of the person's breath for a preliminary screening test using a
17 device approved by the commissioner of public safety for that
18 purpose. The results of this preliminary screening test may
19 be used as evidence in a prosecution of a violation of Code
20 section 123.46 or 123.47.